

Article - Health Occupations

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§12-6D-11.

Subject to the hearing provision of § 12-315 of this title, the Board may deny a pharmacy intern's registration to any applicant, reprimand a registered pharmacy intern, place any pharmacy intern's registration on probation, or suspend or revoke a pharmacy intern's registration if the applicant or pharmacy intern registrant:

- (1) Performs an act that is restricted to a licensed pharmacist;
- (2) Practices pharmacy without the direct supervision of a licensed pharmacist;
- (3) Fraudulently or deceptively obtains or attempts to obtain a pharmacy intern's registration for the applicant or assists or attempts to assist another in fraudulently or deceptively obtaining a pharmacy intern's registration;
- (4) Fraudulently uses a pharmacy intern's registration;
- (5) Knowingly aids an unauthorized individual to practice pharmacy or to represent that the individual is a licensed pharmacist or registered pharmacy intern;
- (6) Practices pharmacy while:
 - (i) Under the influence of alcohol; or
 - (ii) Using any narcotic or controlled dangerous substance, as defined in § 5-101 of the Criminal Law Article, or other drug that is in excess of therapeutic amounts or without valid medical indication;
- (7) Willfully makes or files a false report or record as part of the registered pharmacy intern's duties or employment;
- (8) Willfully fails to file or record any report that is required by law;
- (9) Willfully impedes or obstructs the filing or recording of any report that is required by law;
- (10) Willfully induces another to fail to file or record any report that is required by law;

(11) Provides or causes to be provided to any authorized prescriber prescription forms that bear the name, address, or other means of identification of a licensed pharmacist or pharmacy;

(12) Knowingly aids a licensed pharmacist in dispensing any drug, device, or diagnostic for which a prescription is required without a written, oral, or electronically transmitted prescription from an authorized prescriber;

(13) Unless an authorized prescriber authorizes the refill, refills a prescription for any drug, device, or diagnostic for which a prescription is required;

(14) Is physically or mentally incompetent;

(15) Pleaded guilty or nolo contendere to, or has been found guilty of, a felony or a crime involving moral turpitude, regardless of whether:

(i) An adjudication of guilt or sentencing or imposition of sentence is withheld; or

(ii) Any appeal or other proceeding is pending regarding the matter;

(16) Violates any provision of this title;

(17) Is disciplined by a licensing, registering, or disciplinary authority of any state or country or convicted or disciplined by a court of any state or country for an act that would be grounds for disciplinary action under the Board's disciplinary statutes;

(18) Violates any regulation adopted by the Board;

(19) Refuses, withholds from, denies, or discriminates against an individual with regard to the provision of professional services for which the registered pharmacy intern is registered and qualified to render because the individual is HIV positive;

(20) Participates in any activity that is grounds for Board action under § 12-313, § 12-409, or §12-6B-09 of this title;

(21) Provides or causes to be provided confidential patient information to any person without first having obtained the patient's consent, as required by § 12-403(b)(13) of this title and by Title 4, Subtitle 3 of the Health – General Article; or

(22) Fails to cooperate with a lawful investigation conducted by the Board or the Office of Controlled Substances Administration.

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